

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

**PERRY ALLEN AUSTIN,**

Petitioner,

v.

**NATHANIEL QUARTERMAN,**

Director, Texas Department of  
Criminal Justice, Correctional Institutions  
Division,

Respondent.

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**No. 04-CV-2387**

**\*\*DEATH PENALTY\*\***

**Hon. Kenneth M. Hoyt**

**ADVISORY**

This is a federal habeas corpus proceeding in which petitioner Perry Allen Austin (“Austin”), a Texas death row inmate, attacks his capital murder conviction and sentence of death pursuant to 28 U.S.C. § 2254.

In compliance with the order of this Court dated July 25, 2007, the undersigned hereby submits a copy of all subpoena returns received before the subpoena was withdrawn. All mail received pursuant to the subpoena is included. A paper courtesy copy will be provided to the Court, and a copy was provided to opposing counsel as well. In the future, the undersigned will obtain copies of Petitioner’s mail through the normal channels of prison procedure.

Respectfully submitted,

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Attorney General of Texas

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First Assistant Attorney General

ERIC J.R. NICHOLS  
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/s/ Georgette P. Oden  
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ATTORNEYS FOR RESPONDENT

### **CERTIFICATE OF SERVICE**

I, Georgette Oden, Assistant Attorney General of Texas, do hereby certify that a true and correct copy of the above and foregoing **Advisory** has been served by emailing it today, August 1, 2007, addressed to:

Richard Bourke, [rbourke@thejusticecenter.org](mailto:rbourke@thejusticecenter.org)

Counsel for Petitioner

/s/ Georgette P. Oden  
GEORGETTE P. ODEN \*  
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